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MINUTES

OF THE

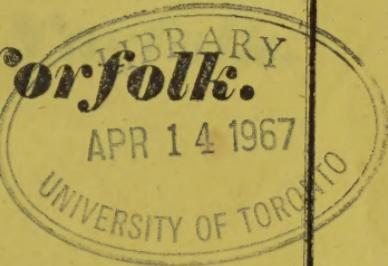
THIRD REGULAR SESSION

OF THE

EIGHTEENTH COUNTY COUNCIL

OF THE

County of Norfolk.



D. MATTHEWS, Esq.,
WARDEN.

JAS. ERMATINGER, Esq.,
CLERK.

SIMCOE:

PRINTED AT THE "BRITISH CANADIAN" OFFICE.

1867.

LECTURES

Part No.

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LECTURE 1000 (1000 Lectures)

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1881

Minutes of the Third Regular Session
OF THE
EIGHTEENTH COUNTY COUNCIL
OF THE
COUNTY OF NORFOLK.

TUESDAY, 10th day of December, 1867, First Day of
the Third Regular Session of the Eighteenth County
Council.

The Council met pursuant to adjournment.

The Warden in the chair.

The roll was called, and the following members answered to their
names, viz.: Messrs. The Warden, Austin, Ansley, Clark, Tisdale,
D. A. McCall, Sovereen, Ostrander, Lewis, Robertson, White, deWolfe
and Holtby.

The minutes were read and approved.

The Warden read several communications, which were laid on the
table.

No. 1: On motion of Mr. Holtby, seconded by Mr. Clark,
Ordered,

That the committees for the present session of this Council be com-
posed of the following members, viz.:

ON FINANCE.

Messrs. The Warden, deWolfe, White, D. A. McCall, Sovereen,
Clark, Tisdale, and Austin.

ON PUBLIC BUILDINGS.

Messrs. Lewis, Ostrander, Robertson, Ansley, and Holtby.

ON EDUCATION.

Messrs. The Warden, Austin, White, deWolfe, and Clark.

ON ROADS AND BRIDGES.

Messrs. Sovereen, Lewis, Ansley, Robertson, and Holtby.

Mr. Robertson read the petition of John L. Davis and others.

No. 2 : On motion of Mr. Robertson, seconded by Mr. Lewis,
Ordered.

That the petition of John L. Davis and eighteen others, be referred to the committee on Roads and Bridges, with power to report thereon by bill or otherwise.

No. 3 : On motion of Mr. deWolfe, seconded by Mr. Holtby,
Ordered.

That the Treasurer's Report, and the different papers to which it refers, be referred to the committee on Finance, with power to report thereon by bill or otherwise.

No. 4 : On motion of Mr. Soverein, seconded by Mr. Ostrander,
Ordered.

That the plans and survey of a road between the Townships of Midleton and Dereham, made by W. G. Wonham, P.L.S., of the County of Oxford, together with letters from Joseph Saunders, and the County Clerk of the County of Oxford, with extract from the minutes of the County Council of that County, relating to the said road, be referred to the committee on Finance, with power to report thereon by bill or otherwise.

Mr. Soverein read the report of J. W. Fisher and James Wallace, Esqs., road commissioners.

No. 5 : On motion of Mr. Soverein, seconded by Mr. Ostrander,
Ordered.

That the report of J. W. Fisher and James Wallace, Esqs., be referred to the committee on roads and bridges, with power to report thereon by bill or otherwise.

Mr. Ansley brought up the report of the Reeve of Woodhouse, relative to a bridge on the townline between Haldimand and Norfolk.

No. 6 : On motion of Mr. Ansley, seconded by Mr. D. A. McCall,
Ordered.

That the report of the Reeve of Woodhouse, be referred to the committee on Finance, with power to report thereon by bill or otherwise.

Mr. Holtby read the report of Andrew Harvey and Jacob Rhorer, road commissioners.

No. 7 : On motion of Mr. deWolfe, seconded by Mr. Holtby,
Ordered.

That the report now read be received as satisfactory.

No. 8 : On motion of Mr. Tisdale, seconded by Mr. Clark,
Ordered.

That the consideration of the importance of erecting lightning rods on the Court House and Jail, be referred to the committee on Public Build-

ings, and the consideration of the consolidation of the County by-wards, and the printing thereof, for distribution, be referred to the committee on Finance, with power to report.

No. 9: Mr. Austin gives notice that he will on to-morrow introduce a Bill to close up that portion of the townline lying North of Lots No. 15 and 16, of the Gore of Woodhouse, and to authorise the Warden to sell or dispose of the same.

No. 10: On motion of Mr. D. A. McCall, seconded by Mr. Ansley, *Ordered*,

That this Council do now adjourn until to-morrow.

And the Council adjourned accordingly.

Attest,

JAMES ERMATINGER,
County Clerk, County of Norfolk.

WEDNESDAY, 11th day of December, 1867, Second Day of the Third Regular Session of the Eighteenth County Council.

The Council met pursuant to adjournment.

The Warden in the chair.

The roll was called, and the following members answered to their names, viz.: Messrs. The Warden, Austin, Ansley, Clark, Tisdale, D. A. McCall, Sovereign, Ostrander, Lewis, Robertson, White, deWolfe, and Holtby.

The minutes were read and approved.

The Warden read several communications, which were laid on the table.

Mr. Austin read the memorial of the President and Secretary of the County Agricultural Society.

No. 1: On motion of Mr. Austin, seconded by Mr. Ansley, *Ordered*,

That the memorial of the President and Secretary of the Agricultural Society, be referred to the committee of the whole Council, with power to report thereon by bill or otherwise.

Mr. Austin read the communication of Mr. Neal McNeill, road master, relative to a defective bridge.

No. 2: On motion of Mr. Austin, seconded by Mr. Holtby, *Ordered*,

That the communication of Neal McNeill, be referred to the commat-

tee on Roads and Bridges, with power to report thereon by bill or otherwise.

No. 3: On motion of Mr. deWolfe, seconded by Mr. Austin,
Ordered,

That the communication from the Warden of the County of Elgin be referred to the committee on Roads and Bridges, with power to report thereon by bill or otherwise.

No. 4: On motion of Mr. Austin, seconded by Mr. Ansley,
Ordered,

That the communication of the County Clerk of Elgin be referred to the committee on Roads and Bridges, with power to report thereon by bill or otherwise.

No. 5: On motion of Mr. Sovereen, seconded by Mr. Ostrander,
Ordered,

That the communications relative to the Railroad, be referred to the committee on Finance, with power to report thereon by bill or otherwise.

No. 6: On motion of Mr. Austin, seconded by Mr. Holtby,
Ordered,

That the report of the Sheriff be referred to the committee on Finance, with power to report thereon by bill or otherwise.

No. 7: On motion of Mr. deWolfe, seconded by Mr. Holtby,
Ordered,

That the report of the County Surveyor be referred to the committee on Public Buildings, with power to report thereon by bill or otherwise.

No. 8: On motion of Mr. deWolfe, seconded by Mr. Holtby,
Ordered,

That the petition of Mrs. Rapelje be referred to the committee on Finance, with power to report thereon by bill or otherwise.

Mr. Ansley read the memorial of the Reeves of Simcoe and Woodhouse.

No. 9: On motion of Mr. Ansley, seconded by Mr. D. A. McCall,
Ordered,

That the memorial of the Reeves of Simcoe and Woodhouse be referred to the committee on Finance, with power to report thereon by bill or otherwise.

No. 10: Mr. Austin gives notice that he will on to-morrow introduce a By-Law to confirm a By-Law passed by the corporation of the Township of Woodhouse, authorising the Reeve of the said Township to sell and convey a certain original road allowance.

No. 11: On motion of Mr. deWolfe, seconded by Mr. Holtby,
Ordered,

That John Ostrander, Esquire, be added to the committee on Roads and Bridges.

No. 12: On motion of Mr. Clark, seconded by Mr. Sovereen,
Ordered,

That the report of the Reeve of Charlottesville be received as satisfactory, and that it be referred to a committee of the whole Council.

Mr. Holtby brought up the first report of the committee on Roads and Bridges, on the petition of John L. Davis and others.

No. 13: On motion of Mr. Robertson, seconded by Mr. Lewis,
Ordered,

That the report now read be received and adopted, and that leave be granted to introduce a bill in accordance therewith.

The report read and adopted is as follows, viz.:

"We, your committee to whom the above petition was referred, beg leave to report as follows: Whereas it appears that a certain Mr. Davis deeded land for a public highway across his farm, the original road allowance being entirely useless as a site for a road, and that he has not received any compensation for the land thus used instead of the original road allowance, and as said petitioner has now no land adjoining the said original allowance; it appears by the Municipal Act, Section 334, and note thereon, that if a person granting land for a road as above, has no lands adjoining the original allowance, it is provided that in such case the allowance shall be sold, and the proceeds paid to the person whose land is taken for the new road; we would therefore recommend that steps be taken for the sale of the said road allowance, and the proceeds of the sale be paid to the said John L. Davis; or otherwise that a deed in fee simple be given to each of the occupiers of the land lying north of the said allowance, and formerly owned by the aforesaid John L. Davis, reserving one foot in width all the length of the said allowance not used as a public road, to be deeded to Mr. Jackson, owner of the lands lying on the south side of the original allowance, or as much of it as his property covers. As it appears that the Council can adopt either of these measures, we would recommend the latter as appearing to your committee the most equitable; the parties interested defraying all the legal expenses as to deeds, registering, etc.

"All of which is nevertheless respectfully submitted.

M. HOLTBY, Chairman.
CHARLES ROBERTSON,
LEVI LEWIS.
JACOB SOVEREEN,
JOHN OSTRANDER,
OZIAS ANSLEY.

Council Room, 11th Dec., 1867."

Mr. Austin brought up the first report of the committee on Finance, on the Treasurer's report.

No. 14: On motion of Mr. Austin, seconded by Mr. Soverein,
Ordered,

That the said report be received and adopted.

The report read and adopted is as follows, viz.:

"Your committee to whom the above order was referred beg leave to report, that having carefully examined the Treasurer's Report, would respectfully recommend that, as all property vested in, or held by Her Majesty, is exempt from assessment, (see Consolidated Statutes U.C., Chap. 62, Sec. 65,) although (by Sub Sec. 2) the occupant may be assessed, that the County Treasurer be instructed not to advertise or offer for sale any of the lands the title of which is vested in Her Majesty. A list of the lands so situated in this County is hereunto annexed. With reference to the Treasurer's Report, your committee find it correct and satisfactory, and would recommend that it be filed with the papers of this municipality for future reference.

All of which is respectfully submitted.

JACOB SOVEREEN, Chairman.
ISAAC AUSTIN,
T. R. DeWOLFE,
DANIEL A. McCALL,
MOSES W. WHITE.
THOMAS W. CLARK.

Committee Room, 11th December, 1867."

Mr. Soverein brought up the second report of the committee on Finance, on the report of the Reeve of Woodhouse.

No. 15: On motion of Mr. Soverein, seconded by Mr. Clark,
Ordered,

That the said report be received and adopted, and the Warden be, and he is hereby authorised to draw his check on the County Treasurer in favor of Isaac Austin, Esq., for the sum of one hundred and five dollars, he having expended that amount on the bridge, and that the corporate seal of this municipality be attached to this resolution, to give it the effect of a By-Law.

BY-LAW No. 144.

DANIEL MATTHEWS,

Attest, [L.S.]

Warden.

JAMES ERMATINGER,

County Clerk, County of Norfolk.

The report read and adopted is as follows, viz.:

"Your committee to whom the above report was referred, beg leave to report, that having considered the subject matter thereof, would recommend that the report be adopted, and the sum of one hundred and five dollars be granted from the funds of this County towards paying for

the building of the said bridge, the County of Haldimand having paid a like sum.

All of which is respectfully submitted.

JACOB SOVEREEN, Chairman.
DANIEL A. McCALL,
MOSES W. WHITE.
THOMAS W. CLARK.

Committee Room, 11th December, 1867."

No. 16: On motion of Mr. Austin, seconded by Mr. Ansley,
Ordered,

That pursuant to notice given, a By-Law to authorise the Warden to sell, close up, or otherwise dispose of, a certain portion of a certain Town Line, be now read a first time.

And it was read a first time.

No. 17: On motion of Mr. Austin, seconded by Mr. Ansley,
Ordered,

That the said Bill be read a second time to-morrow.

No. 18: On motion of Mr. Clark, seconded by Mr. Sovereem,
Ordered,

That this Council do now adjourn until to-morrow;

And the Council adjourned accordingly.

Attest,

JAMES ERMATINGER,
County Clerk, County of Norfolk.

THURSDAY, 12th day of December, 1867, 3rd day of
the 3rd regular session of the 18th County Council.

The Council met pursuant to adjournment.

The Warden in the chair.

The roll was called, and the following members answered to their names; viz.: Messrs. The Warden, Austin, Ansley, Clark, Tisdale, D. A. McCall, Sovereem, Ostrander, Lewis, Robertson, White, deWolfe, and Holtby.

Mr. Holtby read the petition of Mary Ann Cromwell.

No. 1: On motion of Mr. deWolfe, seconded by Mr. Holtby,
Ordered,

That the petition of Mary Ann Cromwell be referred to the Committee on Finance, with power to report thereon, by bill or otherwise.

Mr. Holtby brought up the second report of the Committee on Roads and Bridges, on the communication of the Warden of Elgin.

No. 2 : On motion of Mr. Ansley, seconded by Mr. Robertson,
Ordered,

That the report now read be received and adopted.

The report read and adopted is as follows, viz :

" Your committee, to whom the above communication was referred, having carefully considered the same, beg leave to report as follows : That in the opinion of your committee an Act empowering Municipal Councils to levy a special rate on all unoccupied lands, for any purposes, would be an act of injustice to many settlers who have purchased wild lands for the future settlement of their families, and would therefore recommend that no action be taken in the matter."

All of which is, nevertheless, respectfully submitted.

M. HOLTBY, Chairman.
 CHARLES ROBERTSON,
 LEVI LEWIS.
 JACOB SOVEREEN,

Committee Room, 12th Dec., 1867.

No. 3 : On motion of Mr. Tisdale, seconded by Mr. White,
Ordered,

That the standing rules of this Council be suspended, so that motions may next be in order.

No. 4 : On motion of Mr. D. A. McCall, seconded by Mr. Ansley,
Ordered,

That the communication of the Warden of the County of Haldimand be referred to the committee on Roads and Bridges, with power to report thereon by bill or otherwise.

No. 5 : On motion of Mr. Austin, seconded by Mr. Ansley,
Ordered,

That in accordance with the notice given of the By-Law to confirm a By-Law passed by the corporation of the township of Woodhouse, be now read a first time.

And it was read a first time.

No. 6 : On motion of Mr. Austin, seconded by Mr. Ansley,
Ordered,

That the said By-Law be read a second time to-morrow.

No. 7 : On motion of Mr. Tisdale, seconded by Mr. Ansley,
Ordered,

That this Council do now adjourn until to-morrow.

And the Council adjourned accordingly.

Attest,

JAMES ERMATINGER,
County Clerk, County of Norfolk.

FRIDAY, 13th day December, 1867, 4th day or the 3rd regular session of the 18th County Council.

The Council met pursuant to adjournment.

The Warden in the chair.

The roll was called, and the following members answered to their names, viz.: Messrs. The Warden, Austin, Ansley, Clark, Tisdale, D. A. McCall, Soverein, Ostrander, Lewis, Robertson, White, deWolfe and Holtby.

Mr. Tisdale brought up the second report of the committee on Finance.

Mo. 1: On motion of Mr. Tisdale, seconded by Mr. D. A. McCall,

Ordered,

That the report of the Finance Committee on the consolidation of the By-Laws be received and adopted.

The report read and adopted is as follows, viz:

"Your Committee, to whom was referred the above order of reference, beg leave to report, that, having carefully considered the same, would recommend that a committee be appointed, composed of the Warden and the Clerk, to revise and consolidate all the By-Laws of this Council; and that this Council recommend and request all the minor municipalities to appoint a committee to revise and consolidate their respective By-Laws as soon as possible; and when so revised and consolidated, to forward the same to the Clerk, who shall place them before the above-named committee, appointed by this Council, for further revision; after which the Clerk shall return them to the different municipalities, with such suggestions and alterations as the above committee may deem advisable; and then the minor municipalities shall pass the same in such form as they shall see fit, and return them to the Clerk, to be again placed before the committee, who shall submit them, together with the revised and consolidated By Laws of the County Council to the Council for its final action, for the purpose of publishing the same in one volume under different heads for distribution amongst the Magistrates and the different officials of the municipalities and County, and that the Clerk be instructed to notify the minor municipalities respectively of the substance of this report."

All of which is, nevertheless, respectfully submitted.

JACOB SOVEREEN, Chairman,
D. TISDALE,
DANIEL A. McCALL,
T. R. DeWOLFE,
ISAAC AUSTIN,
MOSES M. WHITE,
T. W. CLARK.

Committee Room, 12th Dec., 1867.

Mr. Tisdale brought up the third report of the Finance Committee.

No. 2 : On motion of Mr. Tisdale, seconded by Mr. Clark,

Ordered,

That the report of the Finance Committee, on the petition of Mrs. Rapelje, be received and adopted.

The report read and adopted is as follows, viz :

“ Your Committee, to whom the above petition was referred, beg leave to report, that the prayer of the petition be granted, and the Warden be authorised to issue his check for the purposes mentioned in the petition, at the rate of one hundred dollars a year, this grant to last for one year.

All of which is, nevertheless, respectfully submitted.

JACOB SOVEREEN, Chairman,
MOSES W. WHITE,
D. TISDALE,
ISAAC AUSTIN,
THOS. W. CLARK.
DANIEL A. McCALL.

Committee Room, 13th Dec., 1867.

Mr. Sovreen brought up the fourth report of the Finance Committee, on the report of the Sheriff.

No. 3 : On motion of Mr. Sovreen, seconded by Mr. Ostrander,

Ordered,

That the said report be received and adopted.

The report read and adopted is as follows, viz :

“ Your Committee, to whom the above report was submitted, beg leave to report with reference to the railing around the Court House Square, we would recommend that the matter be laid over to the next session of this Council, as we are of the opinion that a suitable fence could be erected for a smaller sum of money.

As regards the latter part of the report, relative to the articles wanted for the better accommodation of the prisoners, we would respectfully recommend that the County Surveyor be instructed to procure the articles mentioned in the above report.”

All of which is, nevertheless, respectfully submitted.

JACOB SOVEREEN, Chairman,
DANIEL A. McCALL,
ISAAC AUSTIN.
MOSES W. WHITE.

Committee Room, 13th Dec., 1867.

Mr. Holtby brought up the third report of the Committee on Roads and Bridges, on the communication of the County Clerk of Elgin.

No. 4: On motion of Mr. Lewis, seconded by Mr. Ansley,
Ordered,

That the report now read be received and adopted; and that a bill be passed granting the sum of \$300, as soon as the road mentioned in the report shall have been legally established as a county road, that portion in particular lying in Bayham.

The report read and adopted is as follows, viz.:

"Your Committee, to whom the above was referred, having carefully examined the same and heard the explanations of the Deputy-Reeve of Middleton in respect to the road mentioned in the said communication, beg leave to report as follows: That as the Council of the County of Elgin have appropriated \$300 towards opening and making a road diverging into the township of Bayham, in lieu of the road on the original county line, would recommend that a like sum of \$300 be appropriated by this Council to meet the above-mentioned appropriation, as soon as the Council of Elgin have established the contemplated road as by law required."

All of which is, nevertheless, respectfully submitted.

MATTHIAS HOLTBY Chairman,
CHARLES ROBERTSON,
JOHN OSTRANDER,
JACOB SOVEREEN,
OZIAS ANSLEY.
LEVI LEWIS.

Committee Room, 12th Dec., 1867.

Mr. Holtby brought up the fourth report of the Committee on Roads and Bridges, on the petition of Neil McNeill.

No. 5: On motion of Mr. Lewis, seconded by Mr. Robertson,
Ordered,

That the report now read be received and adopted, and a bill be introduced in accordance therewith.

The report read and adopted is as follows, viz.:

"Your Committee, to whom the above order was referred, having considered the same, beg leave to report: That as \$150 was appropriated by this Council for the erection of a Bridge across the Nanticoke Creek near the eastern line of Woodhouse; and as the above sum was

considered by the Commissioner entirely too small, as at least \$200 would be required to build a bridge with wooden abutments, and the sum of \$300 to build said bridge with stone abutments; and as timber will not last more than ten or twelve years, when a call will be made on the Council for another appropriation of at least \$200; whereas if the abutments were built of stone, and although it would need the stringers, &c., to be replaced every ten or twelve years, it would cost no more than from \$60 to \$80; but as we cannot ascertain the real cost of the stone structure, which we prefer, we would recommend that an additional sum of \$100 be appropriated by this Council."

All of which is, nevertheless, respectfully submitted.

MATTHIAS HOLTBY, Chairman.
JOHN OSTRANDER,
LEVI LEWIS.
CHARLES ROBERTSON,
JACOB SOVEREEN,
OZIAS ANSLEY.

Committee Room, 13th Dec., 1867.

Mr. Holtby brought up the first report of the Committee on Public Buildings on Lightning Rods.

No. 6: On motion of Mr. Lewis, seconded by Mr. Robertson,

Ordered,

That the report now read be received and adopted.

The report read and adopted is as follows, viz.:

"Your Committee, to whom the above was referred, having carefully considered the same, beg leave to report as follows: That they find a great difference of opinion existing with regard to the real utility of lightning rods; and as the Court House and Jail are insured for a considerable amount, we would recommend that no action be taken in the matter.

All of which is, nevertheless, respectfully submitted.

MATTHIAS HOLTBY, Chairman,
CHARLES ROBERTSON,
OZIAS ANSLEY,
LEVI LEWIS.
JACOB SOVEREEN,
JOHN OSTRANDER.

Committee Room, 12th Dec., 1867.

Mr. Holtby brought up the fifth report of the Committee on Roads and Bridges, on the report of J. W. Fisher and James Wallace.

No. 7: On motion of Mr. Ostrander, seconded by Mr. Holtby,

Ordered,

That the said report be received and adopted.

The report read and adopted is as follows, viz :

"Your Committee, to whom the above order was referred, having considered the same, would recommend that the said report be received as satisfactory ; and as the sum granted has only completed 110 rods of road, and that about 140 rods remain to be made, in order to complete the road across the marsh, and another grant from this Council will be necessary for the said completion ; we think it would be advisable to refer the subject to the consideration of this Council at its session in June next, (in 1868,) as the lands in the marsh and neighborhood are to be drained, which will materially effect the making of the said road."

All of which is, nevertheless, respectfully submitted.

MATTHIAS HOLTBYS, Chairman,
JACOB SOVEREEN,
CHARLES ROBERTSON,
JOHN OSTRANDER,
LEVI LEWIS,
OZIAS ANSLEY.

Committee Room, 12th Dec., 1867.

No. 8: On motion of Mr. Austin, seconded by Mr. Ansley,
Ordered,

That the bill to confirm a By-Law passed by the corporation of the township of Woodhouse, read a first time yesterday, be read a second time forthwith.

And it was accordingly read a second time.

No. 9: On motion of Mr. Austin, seconded by Mr. Ansley,
Ordered,

That the bill be engrossed and read a third time forthwith.

And it was engrossed and read a third time.

No. 10: On motion of Mr. Austin, seconded by Mr. Ansley,
Ordered,

That the said bill do now pass and become a By-Law of this County, and intituled as in the caption thereof.

And the By-Law was passed and is as follows, viz :

BY-LAW No. 145.

To confirm a By-Law passed by the Corporation of the Township of Woodhouse.

Passed on the 13th day of December, 1867.

WHEREAS by a certain Act of the Provincial Parliament of the Province of Canada, passed in the 29th and 30th years of the reign of Her Majesty Queen Victoria, intituled "An Act respecting the Municipal Institutions of Upper Canada," it is, by section 345, sub-section No. 2

of chapter 51, enacted: That no By-Law passed by a minor municipality, under the provisions for the conveyance of an original road allowance, shall have any force until confirmed by a By-Law of the Council of the County in which the minor municipality is situated.

And whereas a By-Law has been passed in accordance with the above recited Act by the corporation of the township of Woodhouse, at a session of the said corporation held on the eighteenth day of May last, authorising the Reeve of that municipality to sell and convey to the highest bidder that portion of the original road allowance lying east of Andrew Thompson's mill pond, in front of the second concession of the said township of Woodhouse, and running east to the top of the hill in front of lot eleven in the said second concession, until it intersects the road given in lieu of the above-described original road allowance.

I. Be it therefore enacted by the corporation of the County of Norfolk in council assembled, that the said By-Law be and the same is hereby ratified and confirmed.

Passed in open Council on Friday, the thirteenth day of December, A.D. 1867.

DANIEL MATTHEWS,

Attest,

Warden.

JAMES ERMATINGER,

County Clerk, County of Norfolk.

No. 11: Mr. D. A. McCall gives notice that he will, on to-morrow, introduce a By-Law to appropriate certain sums of money on certain County roads.

No. 22: On motion of Mr. DeWolfe, seconded by Mr. Holtby,

Ordered,

That the Warden be and he is hereby authorised to memorialize the Government to amend the Act authorising the Magistrates in Quarter Session to audit the accounts in connection with the Administration of Justice, and appoint the Government auditors to audit the aforesaid accounts.

No. 13: On motion of Mr. DeWolfe, seconded by Mr. D. A. McCall,

Ordered,

That this Council do now adjourn.

And the Council adjourned accordingly.

Attest,

JAMES ERMATINGER,

County Clerk, County Norfolk.

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SATURDAY, 14th December, 1867, 5th day of the 3rd regular Session of the eighteenth County Council.

The Council met pursuant to adjournment.

The Warden in the chair.

The roll was called, and the following members answered to their names, viz : Messrs. the Warden, Austin, Ansley, Clark, Tisdale, D. A. McCall, Soverein, Ostrander, Lewis, Robertson, White, DeWolfe and Holtby.

Mr. Holtby brought up the second report of the Committee on Public Buildings, on the County Surveyor's report.

No. 1 : On motion of Mr. Robertson, seconded by Mr. Lewis,
Ordered,

That the report now read be received and adopted.

The report read and adopted is as follows, viz :

" Your Committee, to whom the above order was referred, beg leave to report, that, having examined the same, find it satisfactory, and would recommend that it be filed in the Clerk's office for future reference.

" Upon examining the leakage in front of the Court House, it appears to proceed from the joining of the eavetroughs, which need repairing ; and further, we see the snow falling from the Court House is lodging in the windows of the basement, to the injury of the foundation. We have reported on this at former meetings of this Council, and we now recommend that the attention of the County Surveyor be called to these things, and that he be instructed to cause these defects to be remedied as soon as possible."

All of which is, nevertheless, respectfully submitted.

MATTHIAS HOLTBY Chairman,
CHARLES ROBERTSON,
JOHN OSTRANDER,
OZIAS ANSLEY.
JACOB SOVEREIN,

Committee Room, 13th Dec., 1867.

Mr. Holtby brought up the sixth report of the Committee on Roads and Bridges, on the communication of the Warden of the County of Haldimand.

No. 2 : On motion of Mr. DeWolfe, seconded by Mr. Holtby,
Ordered,

That the report now read be received and adopted ; and that from and after this date no grants of money be made by this corporation for the opening or maintaining of any of the township or county lines lying within or bounding on this County ; and all such county and township boun-

dary lines shall be opened and maintained by the minor municipalities, in accordance with the Act respecting Municipal Institutions, chap. 51, sec. 341, sub-sec. 1 to 12, inclusive; provided, nevertheless, that this resolution shall not affect such grants as are already made and not expended.

The report read and adopted is as follows, viz.:

"Your Committee, to whom the above order was referred, having carefully considered the same, beg leave to report: That they are of opinion that by allowing township corporations to open up and maintain all township boundary lines, forming also county boundary lines, in accordance with sec. 341, sub-sec. 7 to 10 inclusive, of the Act respecting Municipal Institutions in Upper Canada, would relieve this corporation from a great deal of its labour, attendant with a large amount of expense to the county; and your committee are further of opinion that the said boundary line would be more promptly repaired and generally better attended to by corporations in whose immediate vicinity they lie and who meet frequently, than they can be by the County Council, which meets but once in six months.

"Your Committee would therefore recommend, that no further grants of money be made by this corporation for the opening or maintaining of any such township or county boundary lines or bridges thereon, with the exception of bridges over rivers,—if any there be such,—by sec. 341, sub-sec. 12, it is the duty of the County Council to erect and maintain."

All of which is, nevertheless, respectfully submitted.

MATTHIAS HOLTBY, Chairman.
CHARLES ROBERTSON,
OZIAS ANSLEY.
JOHN OSTRANDER,

Committee Room, 13th Dec., 1867.

Mr. Sovereen brought up the fourth report of the Finance Committee on the plan and survey of a new road between Middleton and Dereham.

No. 3 : On motion of Mr. Sovereen, seconded by Mr. Ostrander,
Ordered,

That the said report be received and adopted; and that the Clerk do give the notices necessary for a By-Law to establish the said road.

The report read and adopted is as follows, viz.:

"Your Committee, to whom the above was referred, having considered the same, beg leave to report as follows, viz.:

"Whereas that portion of the county line between the counties of Oxford and Norfolk, lying between the townships of Dereham and Middleton, being so unfavorably situated it would be impossible to make a road without the outlay of a very large sum of money; your committee

would therefore recommend that this Council, at its next session, establish a road in lieu of the said county line, in accordance with a plan and survey of W. G. Wonham, Esq., P.L.S., of the county of Oxford, and the report on the same made by Thos. W. Walsh, Esq., P.L.S.; and that the Clerk of this municipality be required to give the notices necessary and in accordance with the 323rd section of the Municipal Act, for the By-Law to establish the road according to the aforesaid plan and report."

All of which is, nevertheless, respectfully submitted.

JACOB SOVEREEN, Chairman,
D. TISDALE,
DANIEL A. McCALL,
T. R. DeWOLFE,
ISAAC AUSTIN,

Committee Room, 13th Dec., 1867.

Mr. Clark brought up the report of the committee of the whole Council on the petition of the President and Secretary of the County Agricultural Society.

No. 4: On motion of Mr. Clark, seconded by Mr. DeWolfe,
Ordered.

That the said report be received and adopted.

The report read and adopted is as follows, viz:

"Your Committee, to whom the enclosed Memorial was referred, beg leave to report as follows, viz: As this is the last session of the present Council, your committee think that they would be doing an injustice to their successors in office to make the grant asked for, inasmuch as the present Council have made no provision to meet the same; your committee would therefore respectfully recommend, that the said Memorial be laid before the next Council at their first meeting, giving them ample time to make any arrangements necessary."

All of which is, nevertheless, respectfully submitted.

THOS. W. CLARK, Chairman.
JACOB SOVEREEN,
JOHN OSTRANDER,
CHARLES ROBERTSON,
MOSES W. WHITE,
D. TISDALE,
M. HOLTBY,
D. MATTHEWS,
OZIAS ANSLEY.
T. R. DeWOLFE.

Committee Room, 13th Dec., 1867.

Mr. Clark brought up the second report of the Committee of the whole, on the report of the Reeve of Charlottesville, on House of Industry.

No. 5: On motion of Mr. Clark, seconded by Mr. Tisdale,
Ordered,

That the said report be received and adopted.

The report read and adopted is as follows, viz.:

"Your Committee, to whom was referred the above order, beg leave to recommend that the said report be filed in the Clerk's office for future reference."

All of which is respectfully submitted.

THOS. W. CLARK, Chairman.
 D. TISDALE,
 JACOB SOVEREEN,
 JOHN OSTRANDER,
 MOSES W. WHITE.
 CHARLES ROBERTSON,
 LEVI LEWIS.
 T. R. DeWOLFE.

Committee Room, 13th December, 1867."

Mr. Tisdale brought up the sixth report of the Committee on Finance, on the petition of Mary Ann Cromwell.

No. 6: On motion of Mr. Tisdale, seconded by Mr. White,

Ordered,

That the report of the Committee on Finance, with reference to the petition of Mary Ann Cromwell, be received and adopted, and the Warden authorized to draw his check in favor of the petitioner for four weeks of the allowance, and thereafter every four weeks, in favor of the Treasurer of Charlottesville; and that the Clerk notify the said Treasurer of the matter.

The report read and adopted is as follows, viz.:

"Your Committee, to whom the above petition was referred, beg leave to report: That having carefully considered the same, would recommend that the prayer of the petition be granted, and the sum of seventy-five cents per week be paid to the said Mary Ann Cromwell until the June session of the Council; and that the Treasurer of Charlottesville be appointed to pay the amount to the said Mary Ann Cromwell."

All of which is, nevertheless, respectfully submitted.

JACOB SOVEREEN, Chairman.
 T. R. DeWOLFE.
 DANIEL A. McCALL,
 MOSES W. WHITE,
 ISAAC AUSTIN,
 D. TISDALE,
 THOMAS W. CLARK.

Committee Room, 14th Dec., 1867.

Mr. Sovereen brought up the seventh report of the Finance Committee, on the memorial of the Reeves of Woodhouse and Simcoe. In bringing in the report, Mr. Sovereen stated that he had signed the report as Chairman of the Committee, but disapproved of the course taken by the majority of that Committee, as it was contrary to rule adopted by the Council on similar applications.

No. 7: On motion of Mr. Tisdale, seconded by Mr. DeWolfe,
Ordered,

That the report of the Committee on Finance, with reference to the Memorial of the Reeves of Woodhouse and Simcoe, be received and adopted, and the Warden be authorized to issue his check for the amount mentioned.

The report read and adopted is as follows, viz :

"Your Committee, to whom was referred the above order, beg leave to report: That having carefully examined the subject, and having heard the statements made by the Reeves of Woodhouse and Simcoe, would recommend that the Warden be authorized to draw his check on the County Treasurer in favor of the said Reeves of Woodhouse and Simcoe, for the amount expended by them for the support of the said Clara Parker, and they would further recommend that in future the expenses attendant in all similar cases be paid out of the county funds; that any rule or order of this Council contrary to the intent of this report be suspended as far as it may affect the same."

All of which is, nevertheless, respectfully submitted.

JACOB SOVEREEN, Chairman,
MOSES W. WHITE,
D. TISDALE,
ISAAC AUSTIN,
T. R. DeWOLFE.

Committee Room, 14th Dec., 1867.

No. 8: On motion of Mr. Austin, seconded by Mr. D. A. McCall,
Ordered,

In accordance with notice given, leave be now granted to introduce a By-Law to appropriate certain sums of money on certain county roads.

And the Bill was read a first time.

No. 9: On motion of Mr. Clark, seconded by Mr. D. A. McCall,
Ordered,

That the Bill to appropriate certain sums of money on certain county roads, be now read a second time forthwith.

And it was accordingly read a second time.

No. 10: On motion of Mr. Clark, seconded by Mr. Austin,
Ordered,

That the blank in the second section of the Bill be filled up with the words "one hundred dollars."

And the blank was so filled up.

No. 11: On motion of Mr. D. A. McCall, seconded by Mr. Austin,
Ordered,

That the said Bill be now engrossed and read a third time forthwith.
And it was accordingly engrossed and read a third time.

No. 12: On motion of Mr. D. A. McCall, seconded by Mr. Ansley,
Ordered,

That the said Bill do now pass and become a By-Law of this Council
and be intituled as in the caption thereof.

And the By-Law was passed and is as follows, viz:

BY-LAW No. 146.

A By-Law to appropriate certain sums of Money on certain County Roads.

Passed on the 14th day of December, 1867.

WHEREAS it is necessary to appropriate certain sums of money on certain County Roads hereinafter mentioned:

I.—Be it therefore enacted, by the corporation of the County of Norfolk, in Council assembled, that the sum of one hundred dollars be appropriated out of the funds of this County, to rebuild the bridges across Nanticoke creek near the eastern line of the Township of Woodhouse; and that John Murphy, Esquire, be, and he is hereby appointed commissioner to expend the same; that the said commissioner shall also expend the sum of one hundred and fifty dollars, granted at the June Session of this Council, for the same bridge, for which Gideon Forsyth, was appointed commissioner, but declines to act.

II.—Be it further enacted by the authority aforesaid, that the sum of one hundred dollars be appropriated from the funds of this County, to repair certain bridges across Nanticoke creek, opposite the 13th and 14th concessions of the Township of Townsend, when the Council of the County of Haldimand shall appropriate a like sum for the same purpose; and that Samuel Hunter, Esquire, be and he is hereby appointed commissioner to expend the same.

III.—And be it further enacted by the authority aforesaid, that the Warden be and he is hereby authorised to draw his check on the County Treasurer, for the several amounts appropriated, in favor of parties holding certificates of the said commissioners that the works has been duly performed, and that the said commissioners do report to this Council the manner in which the work has been done.

Passed in open Council, on Saturday, the 14th day of December, 1867.

DANIEL MATTHEWS,

Attest,

JAMES ERMATINGER,

County Clerk, County of Norfolk.

Warden.

No. 13: On motion of Mr. Robertson, seconded by Mr. White,
Ordered,

That the Sheriff is hereby authorized to procure two pieces of cloth and half-a-dozen pairs of shoes, necessary for the use of the prisoners; and that the Warden be authorized to draw his check on the County Treasurer for the sum required to pay for the same.

No. 14: On motion of Mr. Robertson, seconded by Mr. Lewis,
Ordered,

That the Clerk be authorized to procure the necessary blanks for the ensuing year, viz.: Assessment and Collectors' Rolls for residents and non-residents, Militia and Voters' Lists, Assessment Notices, &c., and that the Warden is authorized to issue his check on the County Treasurer, to pay for the same.

No. 15: On motion of Mr. deWolfe, seconded by Mr. Austin,
Ordered,

That the Warden is hereby requested to memorialize the House of Commons of the Dominion of Canada, to pass a Bill making silver coin a legal tender at one hundred cents to the dollar.

No. 16: On motion of Mr. Tisdale, seconded by Mr. Soverein,
Ordered,

That the Warden advertise to receive tenders for land for the Industrial Farm, and of not less than ten or more than one hundred acres, and place the same before the Council at its next meeting.

No. 17: On motion of Mr. Robertson, seconded by Mr. White,
Ordered,

That the report of the County Auditors be received and adopted, and that the Warden is hereby authorized to issue his checks on the County Treasurer in favor of the claimants for the several amounts allowed, and that the Clerk be authorized to correct a palpable error therein of \$2.00 in account No. 5.

No. 18: On motion of Mr. D. A. McCall, seconded by Mr. DeWolfe,
Ordered,

That the County Surveyor be instructed to have the large lamp repaired, and to procure two small ones for the use of the Council room, and that the Warden be authorized to draw his check in payment of the same.

No. 19: On motion of Mr. Tisdale, seconded by Mr. Clark,
Ordered,

That the Warden be authorized to purchase blinds for Council and Court rooms, and draw his check for the expenses.

No. 20: On motion of Mr. Sovereen, seconded by Mr. Austin,
Ordered,

That the Warden do now vacate the chair, and that it be taken by T. W. Clark, Esq.. Reeve of Townsend.

No. 21: On motion of Mr. White, seconded by Mr. D. A. McCall,
Ordered,

That the thanks of this Council are due, and they are hereby tendered to the Warden, for the kind, conciliatory and efficient manner in which he has discharged the onerous duties of his office; and that he is hereby authorized to issue his check on the County Treasurer for the sum of \$50, to be paid out of the funds of the County, to defray the contingent expenses of his office.

No. 22: On motion of Mr. Tisdale, seconded by Mr. DeWolfe,
Ordered,

That T. W. Clark, Esq., do now vacate the Chair, and that the Warden resume the same.

The Warden, on resuming the Chair, returned thanks for the honour conferred upon him, in a few pertinent remarks.

No. 23: On motion of Mr. Robertson, seconded by Mr. Ansley,
Ordered,

That this Council do now adjourn.

And the Council adjourned accordingly.

Attest,

JAMES ERMATINGER,

County Clerk, County Norfolk.

